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12 THUNDER PROPERTIES, INC.

10 \*\*\*  
11 BANK OF AMERICA, N.A., )  
12 Plaintiff, )  
13 vs. ) Case No. 3:16-cv-00188-MMD-CBC  
14 )  
15 THE SIENA HOMEOWNER'S )  
16 ASSOCIATION; THUNDER PROPERTIES, )  
17 INC.; and HAMPTON & HAMPTON )  
COLLECTIONS, LLC, )  
Defendants. )

**STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO**  
**SECOND MOTION FOR SUMMARY JUDGMENT**  
**(Third Request)**

20 COMES NOW, Defendant, THUNDER PROPERTIES, INC. and Plaintiff, BANK OF  
21 AMERICA, N.A., by and through their undersigned counsel, and hereby stipulate and agree as  
22 follows:

23 1. On November 19, 2018, Plaintiff filed a Second Motion for Partial Summary  
24 Judgment herein [ECF #85]. Defendant's Response to said Motion was originally  
25 due on December 17, 2018.

26 2. Pursuant to a Stipulation and order to Extend Time to Respond to Second Motion  
27 for Summary Judgment (Second Request) filed on January 7, 2019 [ECF #92],

1 and granted on January 9, 2019 [ECF #94], Thunder Properties, Inc.'s Response  
2 to said Motion is presently due on January 28, 2019.

3. The parties are presently engaged in settlement discussions and prefer to devote  
4 their time and resources to an effort to amicably resolve the instant matter. The  
5 parties believe that they are very close to an agreement that would resolve the  
6 matter in its entirety.

7. Defendant shall have an additional extension of time until February 15, 2019, in  
8 which to respond to the Plaintiff's Second Motion for Summary Judgment.

9. 5. This Stipulation is made in good faith and not for purpose of delay.

10 Dated this 28<sup>th</sup> day of January, 2019.

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12 ASSOCIATES, LTD.

AKERMAN, LLP

13 /s/ Timothy E. Rhoda  
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26 *Bank of America, N.A.*

27 **IT IS SO ORDERED.**

28 By:   
Judge, U.S. District Court

Dated: January 28, 2019

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 28<sup>th</sup> day of January, 2019, I served via the United States District Court CM/ECF electronic filing system, the foregoing **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO SECOND MOTION FOR SUMMARY JUDGMENT (Third Request)** to the following parties:

**SUMMARY JUDGMENT (Third Request)** to the following parties:

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